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DFLOYD SALE #00000001 Mailroom Dt: 03/19/2007 150030 09441055
01 FC:1252 450.00 DA

Adjustment Date: 06/08/2007 SDIRETA1
04/02/2007 DFLOYD 00000001 150030 09441055
FC:1252 450.00 CR

MAY. 31. 2007 1:29PM

OBLON SPIVAK

NO. 886

P. 2

May 31, 2007



UNITED STATES PATENT AND TRADEMARK OFFICE
2051 Jamieson Avenue
Suite 300
Alexandria, VA

ATTORNEYS AT LAW
KATHLEEN A. MORSEBERGER
CONTROLLER
(703) 412-6484
KMORSEBERGER@OBLON.COM

Attn: Refund Department

Re: Deposit Account Number 150030

Dear Sir or Madame:

Enclosed is a copy of a portion of our Deposit Account Statement of April 2007. Please review the highlighted charge on Serial Number 09/441,055, in the amount of \$450.00 on fee code number 1252.

This charge appears to be in error as the March 19, 2007 Response to the December 19, 2006 Office Action was filed timely. The Office Action set the time to reply at 3 months which ended on March 19, 2007. No extension was required.

Please review this application and kindly refund \$450.00 to deposit account number 150030. Copies of the appropriate paperwork are attached. If you have any questions, please contact Scott Lohr at (703) 412-6472. Thank you for your assistance.

Sincerely,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


Scott Lohr

Enclosure: Deposit Account Statement

1940 DUKE STREET ■ ALEXANDRIA, VIRGINIA 22314 ■ U.S.A.
TELEPHONE: 703-413-3000 ■ FACSIMILE: 703-413-2220 ■ WWW.OBLON.COM

MAY. 31. 2007 1:29PM
Deposit Account Statement

OBLON SPIVAK

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**United States
Patent and
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Page**Deposit Account Statement**

Requested Statement Month:

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UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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MAY. 31. 2007 1:29PM

OBLON SPIVAK

NO. 886

P. 4

Office Action Summary

Application No.

09/441,055

Applicant(s)

USUDA ET AL.

Examiner

Christian L. Fronda

Art Unit

1652

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address -
 Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.735(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 21 April 2006.
 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-9, 11-31, 33 and 35 is/are pending in the application.
 4a) Of the above claim(s) 1-9 and 11-30 is/are withdrawn from consideration.
 5) ☐ Claim(s) _____ is/are allowed.
 6) ☒ Claim(s) 31 and 35 is/are rejected.
 7) ☒ Claim(s) 33 is/are objected to.
 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) ☒ All b) ☐ Some * c) ☐ None of:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
 * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-848)
 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
 Paper No(s)/Mail Date _____

- 4) ☐ Interview Summary (PTO-413)
 Paper No(s)/Mail Date. _____
 5) ☐ Notice of Informal Patent Application
 6) ☐ Other: _____

U.S. Patent and Trademark Office
 PTOL-326 (Rev. 06-06)

Office Action Summary

Part of Paper No./Mail Date 20061211

MAY. 31. 2007 1:30PM

OBLON SPIVAK

NO. 886

P. 5

Patent No.: 0010-1057-0

MAR 19 2007

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

YOSHIHIRO USUDA ET AL

: EXAMINER: FRONDA, C. L.

SERIAL NO.: 09/441,055

FILED: NOVEMBER 16, 1999

: GROUP ART UNIT: 1652

FOR: METHOD FOR PRODUCING L-METHIONINE BY FERMENTATION

AMENDMENT AND REQUEST FOR RECONSIDERATION

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

In response to the Official Action dated December 19, 2006, Applicants respectfully request reconsideration of the above-identified application in view of the following amendment and remarks.

Amendments to the Claims begin on page 2 of this response.

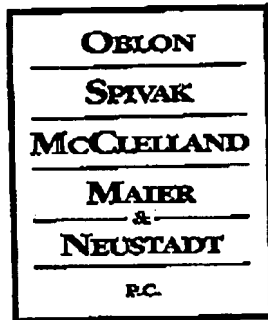
Support for the Amendment appears on page 9 of this response.

Remarks begin on page 10 of this response.

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OBLON SPIVAK

NO. 886 P. 1



ATTORNEYS AT LAW

1940 DUKE STREET
ALEXANDRIA, VIRGINIA 22314
USA(703) 413-3000
(703) 413-2220 FACSIMILE

OBLONPAT@OBLON.COM

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WWW.OBLON.COM

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PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

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	USPTO		571-273-6500
	COMPANY/FIRM	FAX #	
	NUMBER OF PAGES INCLUDING COVER:	CONFIRM FAX:	<input type="checkbox"/> YES <input type="checkbox"/> NO
FROM	Scott Lohr	OUR REFERENCE	
	NAME		
	703-412-6472	YOUR REFERENCE	
	DIRECT PHONE #		

MESSAGE

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